

TWENTY-FIRST DAY

(Continued)

(Tuesday, February 16, 1937)

The House met at 10:00 o'clock a. m., and was called to order by Speaker Calvert.

HOUSE BILLS ON FIRST READING

The following House bills, introduced today, (by unanimous consent) were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Mauritz:

H. B. No. 556, A bill to be entitled "An Act granting aid to the property and inhabitants of Jackson County, Texas, because of the public calamities which have occurred in said County by reason of floods and storms which have caused great destruction of property and loss of life; remitting, releasing, granting and donating to Jackson County all of said ad valorem taxes for general revenue purposes levied and collected on property in said County, including the rolling stock of railroads for a period of five years, beginning with the taxable year 1937, for the use of said County for the purposes of constructing improvements to prevent soil erosion, flood control, irrigation and drainage projects and road building, and providing that said taxes shall be levied, assessed and collected in the manner now provided by law and that the assessor and collector in said County shall forward his report to the Comptroller covering said collections and shall pay over to the County Treasurer of said County all moneys collected by him at the end of each month except such amounts as may be allowed by law for collecting and assessing such taxes; requiring said assessor and collector to forward a duplicate copy of the receipts given him by the County Treasurer of said moneys to the State Comptroller and defining the purposes and intention of this Act, and declaring an emergency."

Referred to the Committee on Conservation and Reclamation.

By Mr. Celaya and Mr. Vale:

H. B. No. 557, A bill to be entitled "An Act providing for the licensing of all persons before engaging in the business of handling perishable agricultural commodities as defined in this

Act, whether as a commission merchant, dealer, broker or as agent of any commission merchant, dealer, or broker; defining certain terms as used herein; providing manner of settlement by licensees with producer, seller or owner; providing that all contracts between dealers and owners, sellers or producers, shall be in writing and providing time and manner of settlement, making it unlawful for any person to engage in business as a commission merchant, dealer, broker or as an agent of any commission merchant, dealer or broker without first complying with the terms and provisions of this Act; . . . etc., and declaring an emergency."

Referred to the Committee on Agriculture.

By Mr. Hoskins, Mr. Cleveland, Mr. Bell, Mr. Riddle, Mr. Knetsch and Mr. Hartzog:

H. B. No. 558, A bill to be entitled "An Act making an appropriation for the use of the Guadalupe-Blanco River Authority, providing that it shall be repaid to the State of Texas, and declaring an emergency."

Referred to the Committee on Appropriations.

By Mr. Cagle, Mr. Jones of Falls and Mr. Dollins:

H. B. No. 559, A bill to be entitled "An Act amending Article 2293 of the Revised Civil Statutes of 1925 relating to appointment of receivers; providing that receivers of real property may be appointed only by courts of the county where the land lies or when tracts involved lie in different counties, in the county of defendant's residence if a resident of Texas, otherwise in any county where any of the land lies; and that receivers of personal property belonging to residents of Texas may be appointed only by courts of the county where the defendant owner, or one of them, resides; otherwise in the county where the property is first found, and declaring an emergency."

Referred to the Committee on Judiciary.

By Mr. Alexander:

H. B. No. 560, A bill to be entitled "An Act increasing the amount that may be allowed by County Boards of Trustees to the County Superintendents of Public Instruction for expenditures for office and/or traveling ex-

penses in counties with a population of not less than sixteen thousand six hundred (16,600) and not more than seventeen thousand sixty (17,060) according to the last preceding Federal Census; repealing all laws or parts of laws in conflict herewith; declaring an emergency."

Referred to the Committee on Education.

By Mr. Cagle, Mr. Jones of Falls and Mr. Dollins:

H. B. No. 561, A bill to be entitled "An Act to define and fix the limits and jurisdiction of the Nineteenth, Fifty-fourth and Seventy-fourth District Courts and to provide for the terms thereof and the procedure to be followed therein in certain particulars; to provide for the judges of said Courts to exchange benches, authorizing either of said judges to sit in either of said Courts; authorizing the transfer of a case from either of said Courts to another one thereof; to provide for the filing of pleadings in said Courts in duplicate and for the safe keeping and withdrawal of the original copy of the pleading so filed upon proper showing; to provide for and limit the filing of motions and amended motions for new trial in said Courts; and providing that if any part of this Act is held unconstitutional, the valid portion of the same was intended to be enacted."

Referred to the Committee on Judicial Districts.

By Mr. Dickison:

H. B. No. 562, A bill to be entitled "An Act amending Article 2880, Revised Civil Statutes, 1925, as amended by Chapter 330, Acts of the Regular Session of the Forty-fourth Legislature, so as to require sixty semester hours credit as a prerequisite to receiving a teachers certificate, and declaring an emergency."

Referred to the Committee on Education.

By Mr. Holland:

H. B. No. 563, A bill to be entitled "An Act to prohibit the use of any trap, seine, or net of any kind for the purpose of taking or catching any fish in Bell County for a period of two years from and after the effective date of this Act; providing, however, that this Act shall not prohibit the use

of a minnow seine in such County, and declaring an emergency."

Referred to the Committee on Game and Fisheries.

By Mr. Celaya and Mr. Thornton:

H. B. No. 564, A bill to be entitled "An Act amending Article 7094, Revised Civil Statutes of Texas, 1925, so as to exempt corporations organized for the purpose of constructing, maintaining or operating causeways or causeways and bridges which may be used for any mode of travel and who have the right to demand, receive and collect charges as fares or tolls for such use from the payment of franchise taxes; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Referred to the Committee on Revenue and Taxation.

By Mr. Dickison, Mr. Felty, Mr. Reader and Mr. McCracken:

H. B. No. 565, A bill to be entitled "An Act relating to cities having more than one hundred sixty thousand (160,000) inhabitants, who have heretofore acquired, or may hereafter acquire, any water system, in accordance with Chapter 33, of the Acts of the Thirty-ninth Legislature, as amended by Chapter 36, of the First Called Session of the Forty-third Legislature, or in accordance with Article 1109a, of the Revised Civil Statutes of 1925, or in accordance with any other law where the deferred purchase price for such water system is payable out of the revenues of such water system, and is not payable out of any funds raised, or to be raised, by taxation, and, where the possession, management and control of such water system, during the time the same is incumbered, is by the terms of the deed of trust, or other incumbrance, placed in the hands of a Board of Trustees named, or to be named, in such incumbrance; . . . etc., and declaring an emergency."

Referred to the Committee on Education.

By Mr. Mays:

H. B. No. 566, A bill to be entitled "An Act declaring it unlawful for any person to sell, take or have in his possession for the purpose of barter or sale any wild fox or the pelt thereof in Cass County; declaring it unlawful for any person to catch any fur bearing animal in Cass County with a

steel trap, dead fall, or any other mechanical device; providing that this Act shall not include moles, gophers and salamanders as fur bearing animals and providing that this Act shall not apply to the taking of fur bearing animals with dogs; providing a penalty for the violation of this Act; repealing all laws and parts of laws in conflict; providing that this Act shall be in force for a period of five years, and declaring an emergency."

Referred to the Committee on Game and Fisheries.

By Mr. Harrell:

H. B. No. 567, A bill to be entitled "An Act providing that every person operating a motor vehicle which is in any manner involved in an accident by collision in which any person, animal or other vehicle is injured or damaged shall bring his motor vehicle to a full stop, return to the scene of the accident and give his name, residence, motor vehicle number and driver's license number to a police officer, providing that if no police officer is in the vicinity then such report shall be made at the nearest police station or to the nearest judicial officer, and declaring an emergency."

Referred to the Committee on Judiciary.

By Mr. Leyendecker:

H. B. No. 568, A bill to be entitled "An Act amending Article 1645, Revised Civil Statutes of Texas, 1925, as amended by Chapter 15, Acts of the Forty-second Legislature, Second Called Session, relative to the compensation or salary to be paid County Auditors in certain counties, and declaring an emergency."

Referred to the Committee on Counties.

By Mr. Leyendecker, Mr. Vale, Mr. Celaya and Mr. Leonard:

H. B. No. 569, A bill to be entitled "An Act amending Article 2372, Revised Civil Statutes of Texas, 1925 providing that the Commissioners Court of the various counties of this State shall have authority to pay for the services of interpreters; providing that the sum paid shall not exceed \$5.00 per day for such time as the person is actually employed, and declaring an emergency."

Referred to the Committee on Counties.

By Mr. Mann, Mr. Reader, Mr. Mauritz, Mr. McKinney, Mr. Newton and Mr. Dickison:

H. B. No. 570, A bill to be entitled "An Act making certain emergency appropriations for the Department of Public Safety for the balance of the fiscal year ending August 31, 1937, and declaring an emergency."

Referred to the Committee on Appropriations.

By Mr. Adkins:

H. B. No. 571, A bill to be entitled "An Act authorizing and directing the Commissioner of the General Land Office of the State of Texas to deed, convey, assign, and/or transfer all right, title and interest of whatsoever class, kind or character, directly or indirectly belonging to the State of Texas in and to that tract of land known as the Lampasas State Park, situated in Lampasas County, Texas, said land to be conveyed to the City of Lampasas, Texas, which said tract of land was heretofore donated to the State of Texas for park purposes by the citizenship of Lampasas, Texas, but no improvement made thereon by the State of Texas; and reciting a failure of consideration, and declaring an emergency."

Referred to the Committee on Public Lands and Buildings.

By Mr. Riddle:

H. B. No. 572, A bill to be entitled "An Act amending Article 2544, R. C. S. of Texas, 1925, Article 2545, R. C. S. of Texas, 1925, Article 2546, R. C. S. of Texas, 1925, Article 2547, R. C. S. of Texas, 1925, as amended by Chapter 129, Acts, Fortieth Legislature, as amended by Chapter 11, Acts, Forty-first Legislature, as amended by Chapter 19, Acts, Forty-third Legislature, as amended by Chapter 66, Acts, Forty-third Legislature; . . . etc., and declaring an emergency."

Referred to the Committee on Banks and Banking.

By Mr. Alsup and Mr. Beckworth:

H. B. No. 573, A bill to be entitled "An Act creating 'The Public Assistance Service' for the needy blind; providing rules and regulations for the investigation of applicants; defining persons considered blind and eligible for relief; empowering the State Commission for the Blind to appoint regular practicing physicians as examiners

of the blind; setting forth facts to be presented in applications by persons claiming benefit under this Act; requiring the State Commission for the Blind to grant applicants for assistance fair hearings and to examine all recipients of relief annually or more often; providing manner of expending relief funds for restoration of sight; providing that recipients of Old Age Assistance shall not be eligible and that blind persons receiving assistance under this Act shall not be deemed paupers; making a fraudulent claim a misdemeanor; empowering and authorizing the State Commission for the Blind to cooperate with the Federal Security Board and to receive contributions from the United States Government for assistance to the blind; creating 'The Blind Assistance Fund' and making an appropriation therefor out of the General Fund; providing disposition of Federal Funds for administration; amending Section 3, Chapter 73, Acts of the Forty-second Legislature, as amended by Section 8 of Article IV of House Bill No. 8, Acts, Third Called Session, Forty-fourth Legislature, by levying a tax on the amount of gas produced and providing manner in which it is to be allocated; providing effective date of this Act; and providing a savings clause."

Referred to the Committee on State Affairs.

By Mr. Patterson of Travis:

H. B. No. 574, A bill to be entitled "An Act appropriating the sum of \$150,000.00 to the Texas State Employment Service for the purpose of maintaining public employment offices provided for under Acts, 1935, Forty-fourth Legislature, Regular Session, Chapter 236, page 552, and as amended by Acts, Third Called Session, Forty-fourth Legislature, Chapter 482, Section 12, for the balance of the fiscal year ending August 31, 1937, and declaring an emergency."

Referred to the Committee on Appropriations.

By Mr. Ross:

H. B. No. 575, A bill to be entitled "An Act making an emergency appropriation for the Union School District, etc., and declaring an emergency."

Referred to the Committee on Appropriations.

ADDITIONAL SIGNERS OF BILLS

By unanimous consent of the House, the following Members were authorized to sign bills, as co-authors of same, as follows:

Mr. Keefe, House Bill No. 328.

Mr. Fielden, House Bill No. 350.

Mr. Harper, House Bill No. 566.

Mr. Tennant, House Bill No. 502.

RELATIVE TO HOUSE BILL NO. 21

Mr. Quinn moved that House Bill No. 21 be withdrawn from the Committee on Highways and Motor Traffic and referred to the Committee on Labor.

Mr. Morris moved to table the motion to re-refer House Bill No. 21.

Mr. Alsop raised a point of order, on further consideration of the motion by Mr. Quinn, on the ground that the motion is out of order at this time, as the time for the making of routine motions has passed.

The Speaker sustained the point of order.

HOUSE BILL NO. 48 RE-COMMITTED

Mr. Tarwater moved that House Bill No. 48 be recommitted to the Committee on State Affairs.

Mr. Reed of Bowie raised a point of order, on further consideration of the motion by Mr. Tarwater, on the ground that a similar motion has heretofore been defeated by the House.

The Speaker overruled the point of order, holding that the bill has reached a different stage.

Mr. Gibson submitted the following substitute motion for the motion by Mr. Tarwater:

I move that House Bill No. 48 be recommitted to the Committee on State Affairs with instructions to delete all tax provisions.

Mr. Lucas raised a point of order, on further consideration of the substitute motion by Mr. Gibson, on the ground that the substitute motion violates Section 5 of Rule XX of the House Rules.

The Speaker overruled the point of order.

Mr. Farmer raised a point of order, on further consideration of the substitute motion by Mr. Gibson, on the ground that the substitute motion

seeks, in effect, to change the original purpose of the bill.

The Speaker overruled the point of order.

Mr. Reed of Bowie moved to table the substitute motion by Mr. Gibson.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table was lost by the following vote:

Yeas—56

Adkins	Lankford
Alsup	Loggins
Amos	London
Bates	Lucas
Beckworth	Mann
Bradbury	Newton
Brown	Oliver
Callan	Palmer
Cauthorn	Patterson of Mills
Cleveland	Patterson
Davis of Haskell	of Travis
Davis of Jasper	Pope
Deglandon	Powell
Derden	Prescott
Dickison	Quinn
Farmer	Ragsdale
Fielden	Reed of Bowie
Graves	Rhodes
Hamilton	Ross
Hardin	Russell
Herzik	Sewell
Holland	Simpson
Huddleston	Smith of Hopkins
James	Stocks
Johnson of Ellis	Talbert
Jones of Angelina	Weldon
Keefe	Westbrook
Kelt	Winfree
Kern	

Nays—79

Alexander	Felty
Baker	Fox
Bell	Fuchs
Blankenship	Gibson
Boethel	Hanna
Bond	Harbin
Boyer	Harper
Bradford	Harris of Archer
Bridgers	Harris of Dallas
Broadfoot	Harris of Dickens
Burton	Hartzog
Cagle	Heflin
Carssow	Hoskins
Celaya	Howard
Colquitt	Jackson
Davison of Fisher	Johnson
Davisson	of Tarrant
of Eastland	Jones of Falls
Dean	Jones of Wise
Dollins	Keith
England	Kenyon

King	Morse
Knetsch	Nicholson
Langdon	Reed of Dallas
Lanning	Riddle
Leath	Roark
Leonard	Schuenemann
Leyendecker	Sharpe
Little	Smith
Mauritz	of Matagorda
Mays	Stevenson
McConnell	Stinson
McCracken	Tennant
McDonald	Tennyson
McFarland	Thornberry
McKee	Thornton
McKinney	Vale
Metcalfe	Waggoner
Moffett	Walker
Monkhouse	Wood
Morris	Worley

Present—Not Voting

Tarwater

Absent

Cathey	Reader
Harrell	Rutta
Hull	Settle
Jones of Atascosa	Smith of Tarrant

Absent-Excused

Hankamer	Shell
Hyder	Skaggs
Petsch	

Question recurring on the substitute motion by Mr. Gibson, yeas and nays were demanded.

The substitute motion prevailed by the following vote:

Yeas—84

Alexander	Felty
Baker	Fox
Bell	Fuchs
Blankenship	Gibson
Boethel	Graves
Bond	Hanna
Boyer	Harbin
Bradford	Harper
Bridgers	Harris of Archer
Broadfoot	Harris of Dallas
Burton	Harris of Dickens
Cagle	Hartzog
Carssow	Heflin
Cauthorn	Herzik
Celaya	Hoskins
Colquitt	Howard
Davison of Fisher	Hull
Davisson	Jackson
of Eastland	Johnson
Dean	of Tarrant
Dollins	Jones of Falls
England	Jones of Wise

Keith	Reed of Dallas
Kenyon	Riddle
King	Roark
Knetsch	Russell
Langdon	Rutta
Lanning	Schuenemann
Leath	Sharpe
Leonard	Smith
Leyendecker	of Matagorda
Little	Stevenson
McConnell	Stinson
McCracken	Tarwater
McDonald	Tennant
McFarland	Tennyson
McKee	Thornberry
McKinney	Thornton
Metcalfe	Vale
Moffett	Waggoner
Monkhouse	Walker
Morris	Wood
Morse	Worley
Nicholson	

Nays—55

Adkins	Lankford
Alsop	Loggins
Amos	London
Bates	Lucas
Beckworth	Mann
Bradbury	Mays
Brown	Newton
Callan	Oliver
Cathey	Palmer
Cleveland	Patterson of Mills
Davis of Haskell	Patterson
Davis of Jasper	of Travis
Deglandon	Pope
Derden	Powell
Dickison	Prescott
Farmer	Quinn
Fielden	Ragsdale
Hamilton	Reed of Bowie
Hardin	Rhodes
Harrell	Ross
Holland	Sewell
Huddleston	Simpson
James	Smith of Hopkins
Johnson of Ellis	Stocks
Jones of Angelina	Talbert
Keefe	Weldon
Kelt	Westbrook
Kern	Winfree

Absent

Jones of Atascosa	Settle
Mauritz	Smith of Tarrant
Reader	

Absent—Excused

Hankamer	Shell
Hyder	Skaggs
Petsch	

Mr. Gibson moved to reconsider the vote by which the substitute motion prevailed, and to table the motion to reconsider.

The motion to table prevailed.

Mr. Lucas moved that the House Rule, relative to the making of routine motions, be suspended, at this time, for the purpose of making a motion to instruct the Committee on State Affairs to report House Bill No. 48 back to the House not later than next Monday, February 22.

The motion was lost.

HOUSE BILL NO. 72 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 72, A bill to be entitled "An Act making certain emergency appropriations out of the General Fund of the State of Texas for the Board of Water Engineers' Department for the balance of the fiscal year ending August 31, 1937, and declaring an emergency."

The bill was read second time.

Mr. Reed of Bowie moved that House Bill No. 72 be recommitted to the Committee on Appropriations, with instructions that the Committee reduce the total appropriation at least fifty per cent.

Mr. Smith of Tarrant moved to table the motion to recommit.

The motion to table prevailed.

Mr. Graves offered the following committee amendment to the bill:

Amend House Bill No. 72, by striking out all below the enacting clause and inserting in lieu thereof the following:

"Section 1. There is hereby appropriated out of any moneys in the General Revenue Fund, not otherwise appropriated, the sum of Five Hundred Sixty-four Thousand Sixty-five and 73/100 (\$564,065.73) Dollars, or so much thereof as may be necessary, to the following State Departments, State Eleemosynary Institutions, and State Educational Institutions, and for the purposes hereinafter enumerated:

I. State Departments:

a. Supplemental appropriation to the Board of Water Engineers for the balance of the fiscal year ending August 31, 1937, as follows:

1. Engineers, two at \$2,520 per year, for 8 months	\$ 3,360.00
2. Office supplies, equipment, contingent expenses, equipment	1,200.00
3. Traveling expenses and auto maintenance	1,500.00
4. Underground water investigations	10,000.00
5. Duty measurement	1,500.00

Total..... \$17,560.00

b. Supplemental appropriation to the State Department of Agriculture for the balance of the fiscal year ending August 31, 1937, as follows:

1. Furniture, fixtures, postage, printing, express, and contingent, supplement to appropriation K 16-25	\$ 2,500.00
2. Traveling expense for all divisions supplement to appropriation K 16-28	10,870.00
3. Equipment for weights and measures division supplement to appropriation K 16-27	10,000.00
4. Salary for one (1) weights and measures inspector for three (3) months	362.50

Total..... \$23,732.50

c. Supplemental appropriation to the State Service Office of the Adjutant General's Department for the balance of the fiscal year ending August 31, 1937, as follows:

1. Stenographer for San Antonio Office from March 1st to September 1st for 6 months @ \$100.00 per month	\$ 600.00
2. Stenographer for Dallas office from March 1st to Sept. 1st for 6 months @ \$100.00 per month	600.00
3. Stenographer for Legion office from March 1st to Sept. 1st for 6 months @ \$100.00 per month	600.00
4. Traveling expenses for State Service Office, including State Service Officer and two assistants from March 1st to Sept. 1st.	850.00
5. Office expenses for State Service Office from March 1st to Sept. 1st	800.00

Total..... \$ 3,450.00

i. Supplemental appropriation to the State Treasury Department for the balance of the fiscal year ending August 31, 1937, as follows:

1. Salaries	\$ 4,852.51
2. Two typewriters	262.50
3. Four desks	300.00

4. Four chairs	80.00	
5. Three adding machines	875.00	
6. Stationery, supplies and postage.....	850.00	
7. Bond Premium	350.00	
8. Building deck floor	875.00	
9. Printing stamps	1,200.00	
10. Rent on machines	1,991.00	
11. One Generator	750.00	
12. Ten filing cabinets	1,211.20	
Total		\$13,597.21
e. Appropriation to the State Treasury Department to air condition the two vaults in said Department		6,000.00
f. Appropriation to the Attorney General's Department for the purpose of paying costs and expenses in defending and sustaining the validity and constitutionality of Chapter 400, Acts of the First Called Session of the Forty-fourth Legislature, commonly referred to as the Chain Store Tax		10,000.00
g. Appropriation to the State Board of Water Engineers for the purpose of defraying the expenses of said Board in obtaining data with reference to the waters of the Rio Grande for the purpose of presenting such data to the Government of the United States of America for its use in the proposed negotiations by it with the Government of the Republic of Mexico for a treaty between the said two governments with reference to the equitable distribution and storage of the waters of the Rio Grande River		18,000.00
Grand Total Departmental Emergencies		\$92,339.71
II. Eleemosynary Institutions:		
a. To the State Crippled Children's Hospital at Galveston, Texas, to pay for the furnishings and equipment of said hospital.....		17,500.00
b. To the State Tuberculosis Sanitorium at Kerrville, Texas, for salaries and maintenance for the fiscal year ending August 31, 1937		37,916.00
c. To the Wichita Falls State Hospital:		
1. For support and maintenance to complete fiscal year	\$30,000.00	
2. To purchase equipment for new three-story psychopathic ward	5,000.00	
Total		\$35,000.00
d. To the San Antonio State Hospital for support and maintenance to complete the fiscal year		50,000.00
e. To the Rusk State Hospital for building and equipping of a tuberculosis ward.....		60,000.00
Eleemosynary Grand Total		\$200,416.00

III. State Educational Institutions:

a.	To the Southwest Texas State Teachers College:	
1.	For Gymnasium Building and repairs and other improvements in connection with PWA projects	\$28,500.00
2.	For plant maintenance and repairs, and upkeep and improvement of grounds.....	12,625.00
	Total.....	\$41,125.00
b.	To the John Tarleton Agricultural College for the purpose of erecting water tower on campus of said college.....	7,500.00
c.	To the West Texas State Teachers College:	
1.	For heat, light, water and general maintenance	\$ 7,000.00
2.	For teachers salaries contracted to be paid out of local funds exhausted by reason of erecting WPA project.....	10,000.00
3.	For the completion of existing WPA projects	10,631.93
4.	For the completion of the construction of a swimming pool.....	3,000.00
5.	For the purpose of enabling the West Texas State Teachers College to participate with the WPA in the construction of other improvements on the campus	3,234.25
	Total.....	\$33,866.18
d.	To Sul Ross State Teachers College for the balance of the fiscal year ending August 31, 1937 for salary, maintenance and equipment, and to carry on WPA projects.....	\$14,050.00
e.	To the Sam Houston State Teachers College:	
1.	For heat, light, water and general maintenance	\$ 3,500.00
2.	For teachers salaries contracted to be paid out of local fund exhausted by reasons of erecting WPA projects.....	2,500.00
3.	For the completion and building of a boys' dormitory	10,000.00
4.	For constructing and building a sidewalk in front of the Sam Houston Park and Museum	465.00
	Total.....	\$16,465.00
f.	North Texas Agricultural College:	
1.	To meet an allotment of the Federal Government of \$34,000 to be used for the purpose of erecting a dairy barn, creamery, cannery and warehouse	\$21,000.00
2.	To comply with the conditions of an allotment of \$17,500 by the WPA to be used for the purpose of erecting cottages for housing students.....	7,500.00
	Total.....	\$28,500.00

g. North Texas State Teachers College:

1. To reimburse local fund of said college for moneys diverted from said fund by said college to meet PWA grant in building of new library building and equipping same	\$ 6,000.00
2. To reimburse local fund of said college for money diverted from said fund by said college in altering and reconditioning old library building	5,000.00
3. To reimburse local fund of said college for money diverted from said fund by said college to meet PWA grant used to build a Student-Teaching Laboratory	3,500.00
4. To reimburse local fund of said college for money diverted from said fund by said college to meet PWA grant used in the removal of buildings from the new library site and reconditioning them for use as a home-management house, nursing school, and two cooperative cottages	2,581.84
5. To reimburse local fund of said college for moneys diverted from said fund by said college to meet PWA grant used to purchase additional equipment for the new library	10,000.00
6. To reimburse the local fund for money diverted from said fund by said college to meet PWA grant used to build an addition to the hospital	6,722.00
Total	\$33,803.84

h. Texas State College for Women (C. I. A.):

1. To reimburse the local fund of said college for moneys diverted from said fund by said college to meet PWA grants used for general maintenance, equipment and repairs, which reimbursement is to be used for the following purposes only:	
Light, heat, and power	\$20,000.00
Equipment	18,000.00
Repairs on buildings	16,000.00
Catalogue and printing	3,000.00
Departmental maintenance	24,000.00
Library maintenance	5,000.00
Janitor's supplies	4,000.00
Stenographic bureau	2,500.00
Miscellaneous expense	3,500.00
Total	\$96,000.00
Grand Total of Educational Institutions	\$271,310.02
Grand Total—State Departments, Eleemosynary and Educational Institutions	\$564,065.73

"Sec. 2. The fact that emergency appropriations for certain State Departments, for certain State Eleemosynary Institutions and certain State Educational Institutions are necessary to enable said Departments and Institutions to carry on their activities creates an emergency and an imperative public necessity which justifies the suspension of the constitutional rule requiring bills to be read on three several days in each House and said rule is hereby suspended and this Act shall take effect and be in force from and after its passage, and it is so enacted."

Mr. Thornberry moved that the House consider the committee amendment item by item.

The motion was lost.

Mr. Alsup offered the following amendment to the committee amendment:

Amend committee amendment to House Bill No. 72, page 7, by striking out all of lines 7 through line 33.

Mr. McDonald moved the previous question on the committee amendment, and the passage of House Bill No. 72 to engrossment, and the motion was not seconded.

Question recurring on the amendment by Mr. Alsup, it was lost.

Question — Shall the committee amendment be adopted?

MESSAGE FROM THE GOVERNOR

Mr. John Smith, Clerk to the Governor, appeared at the bar of the House, and being duly announced, presented the following message from the Governor, which was read to the House, as follows:

Austin, Texas, February 16, 1937.

To the Members of the Forty-fifth Legislature:

I hereby submit to you as an emergency matter for your immediate consideration the attached proposed measure amending the subject matter embraced in Sections 3, 4, 7, 13, and 19 of Chapter 482, creating the Unemployment Compensation System in Texas, passed by the Third Called Session of the Forty-fourth Legislature, and adding a section to be known as Section 17A authorizing the Commission to make reciprocal arrangements with other States and the Federal Government with respect to wages earned and benefits accumulated by employees in other States.

Passage of this amendment is necessary to allow employers in Texas, who are now making preparation for payment of contributions, to determine the type of records to be used under the Act passed by the Third Called Session of the Forty-fourth Legislature, creating the Unemployment Compensation System in Texas, and will greatly facilitate and cause to go forward without delay this work which vitally affects so many of the citizenship of Texas. Your prompt action in this matter will be of great benefit to the State.

Respectfully submitted,

WALTER F. WOODUL,

Acting Governor of Texas.

RESOLUTION SIGNED BY THE SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof, and its caption had been read, the following enrolled resolution:

S. C. R. No. 22, Granting Judge R. B. Cross permission to be absent from the State.

ADDITIONAL QUESTIONNAIRES FILED

(1) A. P. Cagle.
Waco, Texas.

Representative of District No. 97, Place 1.

(2) Teacher.

(3) None.

(Signed) A. P. CAGLE.

Sworn and subscribed to this the 16th day of February, 1937.

(Seal)

ADELE JACOBS,
Notary Public, Travis County.

(1) J. M. Heflin.
Houston, Texas.

Representative of District No. 19.

(2) Lawyer.

(3) None.

(Signed) J. M. HEFLIN.

Sworn and subscribed to this the 16th day of February, 1937.

(Seal)

HOMER THORNBERRY,
Notary Public, Travis County.

(1) Alf Roark.
Silsbee, Texas.

Representative of District No. 14.

(2) Lawyer.

(3) None.

(Signed) ALF ROARK.

Sworn and subscribed to this the 16th day of February, 1937.
(Seal)

ADELE JACOBS,
Notary Public, Travis County.

- (1) Paris Smith.
Bay City, Texas.
Representative of District No. 21.
(2) Drugs, retailing.
(3) None.

(Signed) PARIS SMITH.

Sworn and subscribed to this the 16th day of February, 1937.
(Seal)

ADELE JACOBS,
Notary Public, Travis County.

ADJOURNMENT

Mr. Alexander moved that the House adjourn until 10:00 o'clock a. m., Wednesday, February 17.

Mr. Quinn moved that the House recess to 2:00 o'clock p. m., today.

Mr. Fielden moved that the House adjourn until 9:00 o'clock a. m., Wednesday, February 17.

Question first recurring on the motion by Mr. Fielden, it was lost.

Question next recurring on the motion by Mr. Alexander, it prevailed, and the House, accordingly, at 12:20 o'clock p. m., adjourned until 10:00 o'clock a. m., Wednesday, February 17.

APPENDIX

STANDING COMMITTEE REPORTS

The following committees have filed favorable reports on bills and resolutions, as follows:

Appropriations: House Bills Nos. 271 and 548.

Constitutional Amendments: House Joint Resolution No. 6.

Education: House Bill No. 243.

Highways and Motor Traffic: House Bills Nos. 147, 226 and 363.

Insurance: House Bill No. 231.

Labor: House Bills Nos. 380, 391 and 502.

Liquor Traffic: House Bills Nos. 432 and 499.

Livestock and Stock Raising: House Bills Nos. 196 and 498.

Municipal and Private Corporations: House Bills Nos. 133 and 134.

Penitentiaries: Senate Bill No. 1.

Public Lands and Buildings: House Bills Nos. 275 and 533.

State Affairs: House Bill No. 279.

REPORTS OF THE COMMITTEE ON ENGROSSED BILLS

Committee Room,

Austin, Texas, February 15, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 53, A bill to be entitled "An Act repealing Chapter 10 of the Laws of the Forty-third Legislature, First Called Session, being House Bill No. 12, pages 32-41 of the General and Special Laws of the Forty-third Legislature, First Called Session, and reenacting Articles 645, 647, 648, 649, 650 and 651 of the Penal Code of the State of Texas, to prohibit the buying and selling of pools or receiving or making bets on horse racing and to provide a penalty for its violation, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, February 15, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 94, A bill to be entitled "An Act amending Chapter 152, Acts, Forty-second Legislature, Regular Session, being designated as Article 3920, Revised Civil Statutes of 1925, providing for the collection of certain fees by the Board of Insurance Commissioners for the use and benefit of the State, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, February 15, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. C. R. No. 16, To grant Uvalde Construction Company permission to sue the State.

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, February 15, 1937.
Hon. R. W. Calvert, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. C. R. No. 10, Concerning forest
preservation.

Has carefully compared same and
finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, February 15, 1937.
Hon. R. W. Calvert, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. C. R. No. 19, To grant George H.
Guthrie permission to sue the State.

Has carefully compared same and
finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, February 15, 1937.
Hon. R. W. Calvert, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. C. R. No. 32, To grant Mrs. Anna
Smith, La Nelle Smith and James A.
Gallagher of Bexar County, permission
to sue the State of Texas, and/or the
State Highway Commission.

Has carefully compared same and
finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, February 15, 1937.
Hon. R. W. Calvert, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. C. R. No. 30, To grant Floyd
Arnwine permission to sue the State.

Has carefully compared same and
finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, February 15, 1937.
Hon. R. W. Calvert, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. C. R. No. 22, To grant George
Wieland permission to sue the State.

Has carefully compared same and
finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, February 15, 1937.
Hon. R. W. Calvert, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. B. No. 22, A bill to be entitled
"An Act to amend Chapter 3 of the
Acts of the Regular Session of the
Thirty-ninth Legislature, the same be-
ing an Act entitled: 'An Act to aid the
City of Galveston in elevating and
raising said City so as to protect it
from calamitous overflows by donat-
ing and granting to it the State ad
valorem taxes and a part of the occu-
pation and poll taxes collected on
property and from persons in Galves-
ton County for a period of ten years,
and to provide a penalty for their mis-
application,' by extending the pro-
vision of said Act for a period of five
years from September 1, 1938, and
declaring an emergency."

Has carefully compared same and
finds it correctly engrossed.

BRIDGERS, Chairman.

In Memory of
Mrs. C. N. Avery

Mr. Thornberry offered the following resolution:

Whereas, The House of Representatives has learned with regret of the death of Mrs. C. N. Avery on Monday, February 15, 1937; and

Whereas, Mrs. Avery was an honored and valuable citizen in the city of Austin, Texas, and her death is recognized as a distinct loss to her community and her State; and

Whereas, Mrs. Avery is the mother of Miss Frances Avery and Miss Helen Avery, who as employees in the Senate and House, by their pleasant and efficient service have endeared themselves to the entire membership of both the House and Senate; and

Whereas, Mrs. Avery is the wife of Mr. C. N. Avery, a distinguished and esteemed citizen of Texas; now, therefore, be it

Resolved by the House of Representatives, That the Members thereof deeply regret the untimely passing of this noble and worthy woman, and extend our sincere sympathy to her bereaved family; and, be it further

Resolved, That a copy of this resolution be spread upon the House Journal of today, in memory of the deceased, and when the House adjourns today that it do so in respect and in memory of Mrs. C. N. Avery; and, be it further

Resolved, That the Chief Clerk of the House of Representatives be instructed to forward a copy of this resolution to the family of Mrs. Avery.

THORNBERRY,
PATTERSON of Travis,
JONES of Wise.

The resolution was read second time.

Signed—Calvert, Speaker; Adkins, Alexander, Alsup, Amos, Baker, Bates, Beckworth, Bell, Blankenship, Boethel, Bond, Boyer, Bradbury, Bradford, Bridges, Broadfoot, Brown, Burton, Cagle, Callan, Carssow, Cathey, Cauthorn, Celaya, Cleveland, Colquitt, Davis of Haskell, Davis of Jasper, Davison of Fisher, Davisson of Eastland, Dean, Deglandon, Derden, Dickison, Dollins, England, Farmer, Felty, Fielden, Fox, Fuchs, Gibson, Graves, Hamilton, Hankamer, Hanna, Harbin, Hardin, Harper, Harrell, Harris of Archer, Harris of Dallas, Harris of Dickens, Hartzog, Heflin, Herzik, Holland, Hoskins, Howard, Huddleston, Hull, Hyder, Jackson, James, Johnson of Ellis, Johnson of Tarrant, Jones of Angelina, Jones of Atascosa, Jones of Falls, Keefe, Keith, Kelt, Kenyon, Kern, King, Knetch, Langdon, Lankford, Lanning, Leath, Leonard, Leyendecker, Little, Loggins, London, Lucas, Mann, Mauritz, Mays, McConnell, McCracken, McDonald, McFarland, McKee, McKinney, Metcalfe Moffett, Monkhouse, Morris, Morse, Newton, Nicholson, Oliver, Palmer, Patterson of Mills, Petsch, Pope, Powell, Prescott, Quinn, Ragsdale, Reader, Reed of Bowie, Reed of Dallas, Rhodes, Riddle, Roark, Ross, Russell, Rutta, Schuenemann, Settle, Sewell, Sharpe, Shell, Simpson, Skaggs, Smith of Hopkins, Smith of Matagorda, Smith of Tarrant, Stevenson, Stinson, Stocks, Talbert, Tarwater, Tennant, Tennyson, Thornton, Vale, Waggoner, Walker, Weldon, Westbrook, Winfree, Wood and Worley.

On motion of Mr. Fielden, the names of all the Members of the House were added to the resolution as signers thereof.

The resolution was unanimously adopted.

In Memory of
Mr. R. D. Green

Mr. Bradbury offered the following resolution:

Whereas, On Monday evening, February 15, 1937, the Supreme Architect of the Universe in His infinite wisdom called from the walks of life, Mr. R. D. Green of Abilene, Texas; and

Whereas, Mr. Green was serving as Superintendent of the Abilene Public Schools in which capacity he had served for a long number of years; and

Whereas, He was at one time President of the State Teachers Association; and

Whereas, In the above named capacities he rendered a distinguished service to his community and State that will live forever in the memory of those who knew of his valiant and patriotic efforts; and

Whereas, Mr. Green was a man well loved by all, affable in manner, and a friend to man; and

Whereas, Of this departed man let it be said,

"Green be the turf above thee,
Friend of my better days;
None knew thee but to love thee,
Nor named thee but to praise."

Now, therefore, be it Resolved by the House of Representatives of the State of Texas, That we now express to the family of the deceased our sincere sympathy in this hour of bereavement, and that copies of this resolution be furnished to the members of the family of the deceased.

BRADBURY,
SMITH of Tarrant.

The resolution was read second time, and was unanimously adopted.